SINGLE BENCH

CF-1201

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

WRIT PETITION (S)NO. 4199 /2006

N.K. Panigrahi,
S/o- Shri Janardan Panigrahi
Aged about 59 ½ years,
Presently working as Deputy Ranger,
Bakawand Range, Bastar Forest Division,
Distt. Bastar,
Chhattisgarh. **PETITIONER**

P.R. No. 4262 dated 4/12/06 Presented by Shri Pshivastava

VERSUS

1. State of Chhattisgarh,
Through- Principal Secretary,
Deptt. of Forest,
D.K.S. Bhawan, Mantralaya,
Raipur, Chhattisgarh.

2. Divisional Forest Officer,
Bastar Forest Division,
Jagdalpur, Chhattisgarh. **RESPONDENTS**

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT IN THE NATURE OF MANDAMUS, CERTIORARI ETC.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 4199/2006 **सन् 200**

25

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

11-8-2006

Mr. Pankaj Shrivastava, counsel for the petitioner.

Mrs. Anju Ahuja, Deputy Govt. Advocate for the State/respondents, on advance copy.

Heard both the counsel.

By the instant writ petition under Article 226/227 of the Constitution of India, the petitioner has challenged his transfer order dated 17-1-2006 (Annexure P-1) passed by respondent No.1, whereby the petitioner has been transferred from Bakawand Range to Bijapur Forest Division.

Grievance of the petitioner raised in this writ petition is that he is going to retire on 31st April, 2007, thereby he has only left with eight months' service.

Learned counsel for the petitioner submits that only eight months are left for the petitioner's retirement and as per the Government policy, the employees who are about to retire within one year, shall not normally be subjected to transfer, as the pension case of the employees have to be processed. Learned counsel further submits that the petitioner may be allowed to make a representation to respondent No.4 and respondent No.1 be directed to decide the same, to which learned counsel appearing for the State/ respondents has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the prayer made by learned counsel for the petitioner appears to be just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation to respondent No.1 raising all his grievances, annexing a copy of the instant writ petition and its annexures within a period of ten days from today and

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... W.P. No. 4199/2006 ..... **सन् 200**

26

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

in turn, respondent No.1 is directed to decide the same within a period of one month from the date of its receipt, considering all the grievances raised by the petitioner in an objective manner, in accordance with law. Till the representation of the petitioner is decided, he shall not be relieved, if he has not already been relieved.

With the aforesaid direction, the writ petition stands disposed of.

Consequently, M.(W.)P.No.3257/2006 and I.A.No.7733/2006 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.Bhadoo
Judge

Soma

P.T.O.

18-9-06